

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.**

Crl. Misc. No. 76094-M of 2006

DATE OF DECISION : 05.12.2006

Harbans Lal Gupta

.... PETITIONER

Versus

State of Punjab and others

..... RESPONDENTS

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Ravinder N. Sharma, Advocate,
for the petitioner.

* * *

Petitioner Harbans Lal Gupta has filed this petition under Section 482 Cr.P.C. for issuing direction to the respondents to register a criminal case against the bank officials on the basis of report dated 17.8.2006, Annexure P-2.

I have heard counsel for the petitioner and gone through the contents of the petition as well as the complaint, Annexure P-1 and the report Annexure P-2.

In this case, the alleged mis-appropriation and illegalities were committed 17 years back. Keeping in view the facts and circumstances of the case, I do not find the instant case as an exceptional case, where this Court should exercise its inherent powers under Section 482 Cr.P.C. for issuing direction to register a criminal case, as in my opinion, the petitioner has alternative remedy, as has been held by this Court in *Mithlesh Kumari v. State of Punjab*, 2002 (4) RCR (Criminal) 541 and by the Hon'ble Supreme Court in *Gangadhar Janardan Mhatre v. State of Maharashtra and others*, (2004) 7 SCC 768 and *Minu Kumari and another v. State of Bihar and others*, (2006) 4 Supreme Court Cases 359.

Dismissed.

December 05, 2006
ndj

(SATISH KUMAR MITTAL)
JUDGE